

## THAW WILL DEMAND HABEAS CORPUS

United States Consul Daniels Notifies Mattheawan Authorities of Prisoner's Plans.

New York, August 19.—Harry K. Thaw is to begin his fight to escape deportation from Canada early to-morrow with an appeal for release from custody on a writ of habeas corpus.

This information was flashed to Mattheawan to-night in a telegram to Superintendent of Prisons John B. Riley. Riley had already left Mattheawan after conducting an investigation there, but Dr. F. R. C. Kieb, superintendent of the asylum, communicated at once with the sender of this message. United States Consul Charles N. Daniels, of Sherbrooke, Canada, Dr. Kieb urged that every endeavor be made to hold Thaw, and also made a quick shift in the plans of District Attorney Conger and Sheriff Hornbeck, of Dutchess County, who left for Canada this evening. They had planned to go direct to Montreal, but their itinerary was changed so that they will go straight to Sherbrooke.

The message from Consul Daniels follows: "Thaw in jail here at Sherbrooke. Reported to be brought into court to-morrow on habeas corpus proceedings. He has Coaticook lawyer. No lawyer. Rumored State of New York has instructed Coaticook lawyer to represent it. Who is he? Instruct action. (Signed) 'CHARLES N. DANIELS.'"

## NO EXTRADITION FOR 'CONSPIRACY'

United States Government Officials Think Undesirable Alien Covers Case.

Washington, August 19.—Harry K. Thaw may be extradited from Canada on a warrant charging conspiracy, but there is no provision in any of the treaties between the United States and Great Britain for extradition on a charge of conspiracy, except conspiracy as it relates to conspiracy to revolt against the master of a ship on the high seas. There is no provision for extradition on the charge "fugitive from justice."

Those are the views of State Department officials based upon the treaties of 1812, 1859, 1900 and 1905. In none of those conventions is there a "hot pursuit" clause which would permit the arrest of a fugitive who succeeded in getting across the border just ahead of his captors.

Immigration authorities here believe Thaw could be detained and returned to the United States by the Canadian immigration authorities as an insane man or an undesirable alien. They have no definite information, however, of the provisions of the Canadian law.

Extradition for bribery could be asked under a provision of the treaty of 1909 which, however, contains the qualifications that the bribery must be defined to be the offering, giving or receiving of bribes made criminal by the laws of both countries. Any request for extradition would necessarily come through the Governor of New York, and that would confront the Federal government with recognizing one of the contestants for that office in the Sulzer case. No request for extradition had been made to-day.

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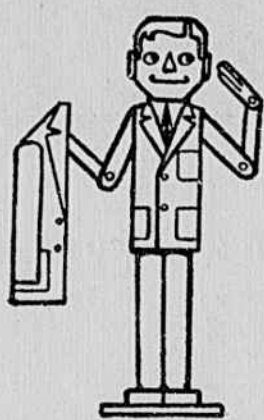
MRS. HARRY K. THAW, who is glad her husband has been captured.



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*W. H. Derry*

## EVELYN DELIGHTED AT THAW'S CAPTURE

Says She Hopes He Will Be Returned to His "Recent Residence."

New York, August 19.—"I am very glad indeed to hear that Mr. Thaw has been apprehended," eagerly said his wife, Evelyn Nesbit Thaw, to-night. "I hope he will be returned to his recent residence—I hope this for his sake, for that of every one nearly concerned, and for the public's sake."

"I hope I may never hear the name of Thaw again," she added, "in all my life. I shall call my son Russell Nesbit. I have been ever more lonely without him during the last three days—days of such intense anxiety."

Mrs. Thaw seemed to be very tired and nervous. She said she had rehearsed a new part for five hours.

"I feel that I am now competent to create a position for myself," she spiritedly declared, "to earn a home for my son and to earn it without the help of this notoriety, which, goodness knows, I didn't seek."

## THAW CONFIDENT OF HIS POSITION; WILL DEMAND WRIT OF HABEAS CORPUS

(Continued from First Page.)

smooth, square out face. He wore a gray suit and a soft straw hat. The other was about five feet six or five feet seven tall. He had a smooth face and wore a dark blue suit and a straw hat.

Thaw's face was flushed as if he had a fever during to-day and Chief Boudreau called in Dr. Tronholms to examine the prisoner. He found nothing wrong.

Prisoner Writes Telegrams.

Immediately after the physician left the prisoner called for pencil and paper and wrote telegrams. One was addressed to his mother and another to Roger O'Mara, the Pittsburgh detective, who for many years has been in Thaw's employ.

The little town of Coaticook had the "time of its life" to-day. Never had the townspeople been so excited as they were when they learned that the famous spendthrift, slayer and madman was in the city jail. All the men and women who could leave their daily tasks turned out to see him when he started for Sherbrooke.

Here there was a large crowd to see him as he had assembled at Coaticook to see him off. Thaw seemed to enjoy the experience, but made no audible comment.

Judge Mulvena, extradition commissioner, was not in town when Thaw arrived, but was immediately summoned, and arrangements made for the prisoner's hearing to-morrow.

## GREAT LEGAL BATTLE

Dominion Officials Declare That Law Is Clearly Against the Prisoner.

Ottawa, Ont., August 19.—The Canadian government will order the deportation of Harry K. Thaw, lunatic slayer, who was arrested at Coaticook, Quebec, early to-day. Thaw will resist any action sending him back to the United States with all the power that his family's wealth is able to command.

The most sensational international legal fight ever waged is expected as a result of developments that have come since Thaw was taken into custody shortly after crossing the border line between the United States and the Dominion.

Both sides have already mapped out their plans. The Canadian government is acting on the law providing that any person who enters Canada within five years of his incarceration in a penitentiary or asylum may be sent back as an "undesirable."

Thaw, who was taken from Coaticook to Sherbrooke, Quebec, this afternoon, has already retained Solicitor W. J. Shurtliff, one of the best known lawyers in Eastern Canada. Shurtliff has had vast experience in tangled cases presenting great difficulty to counsel and has usually been on the winning side.

Despite Thaw's confident assertion when he was arrested that he "had done nothing for which he could be arrested," the Dominion's immigration department went ahead with its plans late to-day as if the legal formalities necessary for the return of Thaw would be soon accomplished.

There seemed to be only one matter on which the officials were undecided. That was as to whether Thaw should be handed over to American officials at some point on the New York border or whether he should be sent back at the New Hampshire border, which he crossed to enter Canada.

F. C. Blair, acting superintendent of the Immigration Department, got busy as soon as he was officially notified of Thaw's arrest. He looked up the law on the subject, and then gave out the following statement:

"Harry K. Thaw will be deported without delay. The law specifically says that an insane person cannot be allowed to enter the country. This applies, of course, to persons adjudged insane in their own country, and will apply to the case of Thaw."

"No technicality can interfere with Thaw's deportation. The clause is too plain and its intention cannot be misunderstood."

Many of the leading attorneys of Ottawa corroborated the statement including Mr. Gishborne, deputy minister of justice, who added that if the immigration laws were found inadequate to force the deportation of Thaw, he believed that the fugitive's extradition could be effected, but that the Department of Justice would take no action unless requested by the New York authorities to do so.

The consensus of opinion among the lawyers was that the recent ruling in the case of Jack Johnson, the pugilist, would have no bearing on the Thaw case. Johnson had purchased through passage to Europe, and went to Montreal to face his ship. The government declined to permit Thaw's extradition through passage tickets prevents his putting up the same defense as Johnson, who was allowed to proceed.

The authorities at Sherbrooke were notified by the Immigration Department late to-day to hold Thaw under the immigration law, and to guard him closely. Two officers of the department were subsequently sent to Sherbrooke to take charge of the prisoner.

## KENNEDY MAY GO TO SHERBROOKE

Would Endeavor to Persuade Canadian Authorities to Return Thaw to New York.

Albany, N. Y., August 19.—After a conference with Dutchess County authorities, Deputy Attorney-General Parsons to-night announced that "if it is possible," he would endeavor to persuade the Canadian authorities to return Thaw to New York.

It was pointed out at the Attorney-General's office that the Canadian officials might interpret their deportation laws so that Thaw could only be returned to the State from which he entered Canada. In this event, it was said, Mr. Kennedy might endeavor to influence the Dominion officials to direct the fugitive's return direct to this State.

Mr. Kennedy represented the State in opposition to two of Thaw's recent attempts to bring about his release from the Mattheawan institution on habeas corpus proceedings.

Mike Schreck Quits. Cincinnati, Ohio, August 19.—Mike Schreck, who was compelled to quit the end of the thirteen round of a scheduled fifteen-round bout here to-night with Dick Eblert. Both are local heavyweights.

## Most Talked-Of Man in World



LATEST PHOTOGRAPH OF HARRY K. THAW.

## GROUND UPON WHICH THAW MAY BE SENT BACK

Sherbrooke, Quebec, August 19.—H. K. Thaw, whose spectacular flight from the Mattheawan Asylum ended to-day with his arrest at Coaticook, may be sent back to New York on either of two grounds, namely:

First—through deportation proceedings under the Dominion law which provides:

"No immigrant shall be permitted to land in Canada who is feeble minded, an idiot or epileptic, or who is insane, or who has had an attack of insanity within five years; nor shall any immigrant be so landed who is deaf and dumb, blind or infirm, unless he belongs to a family accompanying him or already in Canada, which gives security satisfactory to the minister and in conformity with the regulations in that behalf for his permanent support if admitted to Canada."

"Second, through extradition proceedings instituted by the State of New York and conducted by the proper Federal authorities on a warrant for Thaw's arrest charging him of bribery. He cannot be extradited on the warrant already issued in the opinion of the authorities, because existing treaties deal only with that brand of conspiracy relating to revolt against the master of a ship on the high seas. A new warrant charging bribery, the authorities believe, would have to be sworn out."

There is, of course, a possibility that Canada will not deport him, and will decline to honor an extradition request issued by the United States. To these possibilities the wealthy slayer of Stanford White commanded his attention and that of his counsel to-night, preparatory to a hearing of his case set for to-morrow.

## VIRGINIA RIFLE TEAM REACHES CAMP PERRY

Will Begin Practice To-Day for "National Match" and Other Events.

Camp Perry, Ohio, August 19.—The Virginia rifle team arrived at the range, which is situated in Northern Ohio on the shores of Lake Erie, this morning at 10 o'clock. It took several hours after breakfast to get located and camp established. It had been intended to begin practice at once, but the trip from the rifle range at Virginia Beach was so much interrupted, so long and tedious that everybody was too faded for practice to be of much use, so the afternoon was spent in rest. To-morrow morning the team will begin practice, and may also shoot in two of the individual matches, which will take place then. It may be stated in explanation that the team which represents Virginia in this shooting match is here for the purpose primarily of taking part in what is called the "National Match." This event usually takes two days to shoot and sometimes more, and is participated in by teams from every State and territory and from the army, navy and marine corps. For the honors in this match each State strains every nerve, and all the other matches are of secondary consideration.

Virginia's team has been steadily climbing since it first started in the competition in 1906. In that year Virginia was last in place. She now stands twenty-ninth, and is in class B. From observing this practice at Virginia Beach the prediction is ventured that Virginia will shoot several peaks higher this year.

In the course of the next few days, perhaps, this opinion may be revised, after seeing how the men composing the team of 1913 shoot on this very tricky range, and comparing their work with other teams in the same class, but the members are full of hope.

The championship company team match was fired in two stages, the surprise fire and the 600-yard range. Nineteen teams entered. West Virginia took first place with a total of 380 points. Company C, team, Massachusetts Cadets, was second with 366 points, and Company K, District of Columbia, third with 365.

In the marine corps match on the 600-yard and the 1,000-yard ranges, Corporal Charles B. Loring, of the marine corps, and J. W. Hession, of Connecticut, each had a score of 195. Hession was declared the winner, having 98 on his last stage, the 1,000-yard fire, while Loring had 95 on his 1,000-yard string.

**DROWNED IN JAMES RIVER.**  
Lynchburg, Va., August 19.—Charles E. Vest, of Lynchburg, was drowned to-day at Holcomb Rock, in the James River, while engaged at his work at the aluminum plant at that place. The last report was that the body had not been recovered. Vest was nineteen years old. His parents, two brothers and four sisters reside here.

## Are You Going Away?

Let us mail you The Times-Dispatch while on your vacation.

Phone Monroe 1, or call at the Circulation Department of The Times-Dispatch.

## \$500 REWARD GOES TO SHERIFF KELSEA

Officer Saw Thaw on Maine Central Train and Followed Him.

Coaticook, Quebec, August 18.—Harry K. Thaw, who was arrested here early to-day, was arraigned before Justice of the Peace Dupey this afternoon and remanded to Sherbrooke jail. He will appear before Judge Mulvena, extradition commissioner, probably to-morrow.

Thaw was arrested at Hermetville-Garford, a village near here. An hour before he had driven across the line from New Hampshire. He admitted his identity and complacently declared that he could not be extradited as he had committed no crime.

Two men, who are supposed to have accompanied Thaw in his spectacular flight from the insane hospital at Mattheawan, New York, last Sunday morning, were in his company and were also detained.

They were charged with "being under suspicion of having committed an offense in another and friendly nation." The two men, one of large build and the other a smaller man, at once retained counsel and refused to disclose their identity.

The \$500 reward for Thaw's arrest belongs to Sheriff B. H. Kelsea, of Coaticook, N. H., who recognized Thaw on a Maine Central Railroad train last night. After the fugitive had left the train at Herford, Kelsea pursued him to Hermetville-Garford, where, at the request of the sheriff, a Canadian constable placed the fugitive under arrest.

The police immediately after Thaw's arrival here about 6 o'clock this morning, sent a message to Superintendent Kieb, of the Mattheawan Hospital, notifying him of the arrest and giving a description of the prisoner. The superintendent replied asking that the man be held.

Thaw's companions were not put in jail, but appeared under surveillance, presumably in custody of their counsel. The prisoner has dark brown hair, grayish and dark, staring eyes. His figure is erect. These are marked characteristics of Harry Thaw.

## MRS. THAW SAYS WILL WAIT FOR SON

Says She Don't Believe He Is Captured—Almost Collapses.

Cresson, Pa., August 19.—Mrs. Mary Copley Thaw, mother of the slayer who has now become an international figure, arrived here at 5:30 o'clock to-day from New York, and went directly to her summer home, "Elmwood." Her face was drawn and weary, but she showed no decrease of the indomitable courage with which she has fought for her son's liberty.

The first news that her son had been captured in Canada reached her on the train before she arrived here. She refused to credit the first report, but almost collapsed when a dispatch confirming the capture was shown her. She read quickly, however, and refused to read the entire dispatch.

"I don't believe it," she said, "I will not read your dispatch even if it is true."

"It might change your plans," the reporter suggested.

"No," said the aged mother, her eyes filling with tears, "I'm going to stay at Elmwood until my boy comes home to me."

Mrs. C. Frazer, of Philadelphia, was Mrs. Thaw's only traveling companion. She comforted the stricken mother, who could hardly hold back her tears, and when she reached Cresson, Mrs. Thaw was again quite calm.

**OMARA TO HELP.**

In Response to Telegram From Thaw, Will Probably Go to Canada.

Pittsburgh, Pa., August 19.—It is probable that Roger O'Mara, guardian of Harry K. Thaw, and former superintendent of Pittsburgh police, will leave here shortly for Canada to look after certain interests of his ward.

O'Mara received a telegram to-day from Thaw as follows:

"Am under arrest. Advise."

Mr. O'Mara sent a lengthy telegram to Thaw in reply. In this telegram O'Mara told Thaw to hire the best legal talent not to worry, and to (a) assume that everything possible was being done.

**IN SESSION AT ELON CHURCH.**

Baptist Association of Appomattox District Meets at Pamplin.

[Special to The Times-Dispatch.] Pamplin, Va., August 19.—The one hundred and ninth session of the Baptist Association of Appomattox District opened at Elon Church, in Pamplin, at 2 o'clock this afternoon. Barnhart is moderator of the meeting and J. B. Williams is clerk.

It is anticipated that a record-breaking crowd will be in attendance to-morrow. A large number of delegates have already arrived and have been settled in various homes.

Elon Church, the scene of the meeting, has been thoroughly remodeled, and is now considered one of the prettiest churches in this section. The front has two large columns resting on a concrete base, with a concrete walk leading out to the street. The interior is equipped with lights, stained glass windows and is nicely carpeted. These improvements are largely due to Rev. C. R. Norris, the pastor, who is much beloved by his people.

## To The Young Expectant Mother

Women of Experience Advise the Use of Mother's Friend.

There is some trepidation in the minds of most women in regard to motherhood. The longing to possess is often contradicted by the fear of distress.

But there need be no such dread in view of the fact that we have an effective remedy which is known as Mother's Friend.

This is an external application that has a wonderful influence and control over the muscular tissues of the abdomen. By its daily use the muscles, coria, tendons and ligaments all gently expand without the slightest strain; there is no pain, no nausea, no nervousness; what was dreaded as a severe physical ordeal becomes a calm, serene, joyful anticipation.

To insure every community there are women who have used Mother's Friend, and they are the ones that recovered quickly. Mother's Friend is prepared after the formula of a noted family doctor by the Atlanta, Ga., Atlanta, Ga., Atlanta, Ga. Write them for their instructive book to expectant mothers. You will find Mother's Friend on sale by all drug stores at \$1.00 a bottle.

## Here to Stay!

The day of the Self-Playing Piano is here, and is here to stay. The entire musical world has become interested in and approved the

**Genuine INNER-PLAYER TRADE MARK Piano**

Every home contemplating the acquisition of a piano should think of the members of the family who cannot play by hand, as well as those—and most often the one—who can.

With an INNER-PLAYER EVERY member of the household becomes a musician.

**The Corley Company**

"The House That Made Richmond Musical"

## DUTCHESS COUNTY SENDS OFFICIALS

Go to Sherbrooke With Warrant Charging Thaw With Conspiracy.

Poughkeepsie, N. Y., August 19.—District Attorney Edward Conger, Sheriff Hornbeck and former District Attorney Mack left to-night for Sherbrooke, Quebec, with the avowed intention of taking Harry Thaw into custody and returning him either to the Dutchess County Jail or Mattheawan asylum.

The officials have a warrant charging conspiracy, issued by Justice Morchauer, and if it is found Thaw cannot be extradited on the conspiracy charge, a new warrant charging bribery will be applied for and an attempt made to extradite the fugitive on that charge.

The district attorney hopes, however, that Canada will deport Thaw, and so doing land him over the international line in New York, instead of in New Hampshire or Vermont.

Should this be done, Mr. Conger and his associates are waiting on the line to take Thaw into custody and bring him back. They don't want him returned in any other State than New York, because he would then have an opportunity to attempt to prove he is sane, and tedious litigation and delay would follow.

**Trying to Spot Car.**  
Sheriff Hornbeck and District Attorney Conger went to Mattheawan this afternoon to get a more complete description of the five men who, it is alleged, aided Thaw to escape. The officials inquired also as to the ownership of an automobile which they believe was used as a pathfinder for the Thaw car last Saturday.

Chief of Police McGowan ascertained that this car made the tour from Mattheawan to Connecticut and return last Saturday to pick out the best roads for Thaw. District Attorney Conger learned the number of the car and communicated with Secretary of State May as to its ownership. It was found that the number was that of three automobile trucks. The officials believe the number was taken from one of the trucks and used on the pathfinder.

Howard Barnum, the Mattheawan guard who opened the gate when Thaw made his escape, had nothing to say when notified that Thaw had been captured. Barnum will be given a hearing Thursday on charges of bribery, conspiracy and neglect of duty.

## SEVEN DROWNED

Caught in Cabin When Government Steamer Turned Turtle.

Keokuk, Iowa, August 19.—Seven persons were drowned this evening when the government steamer Henry Bosse was overturned in a heavy windstorm in the middle of a narrow channel in the Mississippi River.

Seven other persons escaped by clinging to parts of the boat until rescued.

Those who were drowned were in the cabin of the boat. The Henry Bosse was being used as a tug on a wind dam in the river, and had started for shore when the squall caught her.

## STATEMENT OF COUNSEL

Declares Client Committed No Crime for Which He Can Be Sent to Canada.

Sherbrooke, Quebec, August 19.—The following statement was given out here to-night by W. J. Shurtliff, counsel for Harry K. Thaw: "I shall resist the arrest of Thaw on the ground that he has not committed any offense for which he can be tried in Canada. He is charged with escaping from Mattheawan, which is not an offense against the Canadian law."

"I expect that he will be discharged on a habeas corpus writ. Extradition proceedings are pressed will be considered as well as any attempt to get him deported by the Canadian government."

## WHITE SLAVE CASE

Diggs Case Goes to Jury To-Day—May Hear Verdict To-Night.

San Francisco, August 19.—Mrs. Mary I. Diggs sat to-day in the courtroom where her husband stands charged as a white slaver, heard him testify that he had been unfavourably impressed by the evidence in their testimony and twenty minutes later herself took the witness stand to testify in his behalf.

With her evidence the defense and the government rested, and the government began its arguments to the jury. By stipulation of Judge Van Fleet, each side has two hours and twenty minutes in which to sum up, and the case will be in the jury's hands late to-morrow afternoon.

Three witnesses held the stand to-day. Mary I. Diggs occupied the morning with his account of events that led to his flight to Reno with Marsha Warrington, accompanied by Drew Caminetti and Lola Norris. They were arrested in Reno, Nev., brought back to Sacramento and the two men charged by the Federal government with violation of the Mann act, which makes it a felony to transport women from one State to another for immoral purposes.

Caminetti will be prosecuted, the government announced to-day, when the jury has made its mind about Diggs, and regardless of whether it finds him innocent or guilty or disbelieves.